

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA

In re: MARKEL STEVEN DUNN,
Debtor

MARKEL STEVEN DUNN,
Movant

v.
TOYOTA MOTOR CREDIT CORP.,
Respondent

NO: 17-14098-REF

CHAPTER 7

**DESIGNATION OF RECORD ON APEAL AND STATEMET OF ISSUES TO BE
PRESENTED PURUSANT TO FRBP 8009(a)**

Pursuant to Federal Rule of Bankruptcy Procedure 8009(a), Appellee, Markel Steven Dunn, hereby submits this designation of the record on appeal and statement of issues to be presented in connection with the appeal from the Order of the Bankruptcy Court granting Debtor's Motion for Sanctions for Violation of Automatic Stay as follows:

DESIGNATION OF RECORD ON APPEAL

Appellee has nothing further to add to Appellant's designations.

STATEMENT OF ISSUES PRESENTED

1. Whether any section of the Bankruptcy Code permits Toyota Motor Credit Corp. to repossess a vehicle sixteen (16) days after the initial 341 Meeting of the Creditors without violating the automatic stay imposed by 11 U.S.C. § 362.
2. Whether the Debtor complied with 11 U.S.C. § 521(a)(2) by filing a Statement of Intent with the court informing Toyota Motor Credit Corp. he elected to retain his vehicle.

3. Whether repossession by an agent of Toyota Motor Credit Corp., despite Debtor's satisfaction of the requirements of 11 U.S.C. § 521(a)(2), constitutes bad faith and in violation of 11 U.S.C. § 521(a)(6) and 11 U.S.C. § 362(a)(3).

Respectfully submitted,

Date: November 6, 2017

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